IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

APPEAL NO. 1214 OF 1997

IN

ARBITRATION PETITION NO. 70 OF 1997

IN

AWARD NO. 213 OF 1996

THE MUNICIPAL CORPORATION OF
GR. BOMBAY ..APPELLANTS

V/S

M/S. ABAN CONSTRUCTION PVT. LTD. ..RESPONDENTS

MR. V.J. MAKHIJA WITH K.N. GAIKWAD - APP.

MR. K.M. JAWLE I/B V.L. PAYUNI FOR RESPONDENTS.

CORAM: D.K. DESHMUKH &
J.H. BHATIA, JJ.
DATE : 17TH JULY, 2007.

P.C.

1. By consent of the parties the Appeal is disposed of in following terms :-

2. The award impugned in this Appeal is remitted

back to the Arbitrator for reconsideration. It is made clear that this remittance of the Award will not entitle the learned Arbitrator to reopen his decisions in relation to the claims made by the contractor which have been rejected by the learned Arbitrator by the award which is hereby remitted.

3. The Appeal stands disposed of.

(D.K. DESHMUKH, J)

(J.H. BHATIA, J.)